

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,)
)
)
Plaintiff,)
)
)
)
) Criminal Action No. 06-38-SLR
v.)
)
)
MIGUEL ONGAY,)
)
)
Defendant.

MOTION AND ORDER TO DISMISS

NOW COMES the United States of America, by and through its attorney, Colm F. Connolly, United States Attorney for the District of Delaware, and hereby moves to dismiss Count Four of the Indictment in the above-captioned case pursuant to the Memorandum of Plea Agreement executed on July 12, 2006.

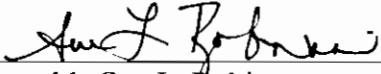
Respectfully submitted,



COLM F. CONNOLLY
United States Attorney

Dated: 10.10.06

IT IS SO ORDERED this 10th day of October, 2006.



Honorable Sue L. Robinson
Chief United States District Judge